

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

RAUL FOJAS, Derivatively on Behalf of
ALLSTATE CORP.,

Plaintiff,

v.

F. DUANE ACKERMAN, JAMES G. ANDRESS,
ROBERT D. BEYER, W. JAMES FARRELL,
JACK M. GREENBERG, RONALD T. LEMAY,
EDWARD M. LIDDY, J. CHRISTOPHER
REYES, H. JOHN RILEY, JR., JOSHUA I.
SMITH, JUDITH A. SPRIESER, MARY ALICE
TAYLOR, THOMAS J. WILSON,

Defendants,

- and -

ALLSTATE CORP., a Delaware corporation,

Nominal Defendant.

No. 1:08 CV 00423

Judge William T. Hart

NOTICE OF MOTION

PLEASE TAKE NOTICE that at 11:00 a.m. on May 1, 2008, counsel will appear before the Honorable Judge William T. Hart in Room 2243, 219 South Dearborn Street, Chicago, Illinois, and then and there present DEFENDANTS' MOTION TO DISMISS FOR FAILURE TO ADEQUATELY PLEAD DEMAND FUTILITY.

Dated: April 25, 2008

/s/ Jonathan E. Hinkemeyer

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Respectfully submitted,

/s/ Peter C. John

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Counsel for Individual Defendants

CERTIFICATE OF SERVICE

I, Jonathan E. Hinkemeyer, an attorney, hereby certify that on April 25, 2008, I electronically filed the foregoing **Notice of Motion** with the Clerk of Court using the CM/ECF system which sent notification of such filings to all counsel of record.

/s/ Jonathan E. Hinkemeyer